

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JOEL S. ARIO, in his official capacity as
Acting Insurance Commissioner of the
Commonwealth of Pennsylvania, as statutory
Liquidator of RELIANCE INSURANCE
COMPANY (IN LIQUIDATION)
1311 Strawberry Square
Harrisburg, Pennsylvania 17120

Plaintiff,

v.

CONSTITUTION STATE SERVICES, LLC
f/k/a CONSTITUTION STATE SERVICE
COMPANY
c/o Travelers Indemnity Co.
One Tower Square 5 MN
Hartford, Connecticut 06183

Defendant.

Civil Action No. 07-cv-7454

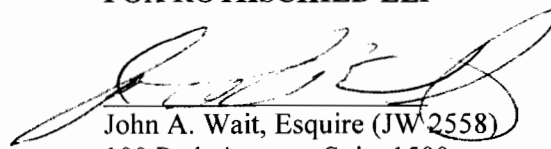
**NOTICE OF MOTION TO
ADMIT COUNSEL *PRO HAC*
*VICE***

TO: Counsel on the Attached Service List

PLEASE TAKE NOTICE that upon the annexed affidavit of John A. Wait in support of this motion, the annexed Certificates of Good Standing annexed thereto, the undersigned will move this Court before the Honorable Laura Taylor Swain at the United States Courthouse for the Southern District of New York, pursuant to Local Rule 1.3(c) of the Local Rules of the United States District Courts for the Eastern and Southern Districts of New York, for an Order allowing the admission of Cheryl Garber, a member of the firm of Fox Rothschild LLP, 2700 Kelly Road, Suite 300, Warrington, PA 18976, telephone number (215)345-7500, email address cgarber@foxrothschild.com, and a member in good standing of the Bars of the States of New Jersey and Pennsylvania, as attorney *pro hac vice* to argue or try this case in whole or in part as counsel. There are no pending disciplinary proceedings against me in any State or Federal court.

Respectfully submitted,

FOX ROTHSCHILD LLP



John A. Wait, Esquire (JW 2558)
100 Park Avenue, Suite 1500
New York, NY 10017

212-878-7900; Fax. 212-692-0940
jwait@foxrothschild.com

SERVICE LIST

Wilbur L. Kipnes, Esquire
Schnader Harrison Segal & Lewis LLP
Suite 3600
1600 Market Street
Philadelphia, PA 19103
Telephone: 215-751-2336

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FOR THE SOUTHERN DISTRICT OF NEW YORK**

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**AFFIDAVIT IN SUPPORT
OF MOTION TO ADMIT
COUNSEL *PRO HAC VICE***

State of New York)
) ss:
County of New York)

John A. Wait, being duly sworn, hereby deposes and says as follows:

1. I am an associate at the law firm of Fox Rothschild, LLP, counsel for Plaintiff in the above captioned action, and am a member in good standing of the Bar of the State of New York. I was admitted to practice law in the State of New York in 2006. I am also admitted to the Bar of the United States District Courts for the Eastern and Southern District of New York, and am a member in good standing with those Courts.
2. I am pleased to move for admission *pro hac vice* Cheryl Garber, Esquire, an associate at the law firm of Fox Rothschild, LLP, a member in good standing of the Bars of the Commonwealth of Pennsylvania and the State of New Jersey and an exemplary attorney. I have known Cheryl Garber for three years.
3. Annexed hereto as Exhibit A and Exhibit B are the Certificates of Good Standing from the Commonwealth of Pennsylvania and the State of New Jersey.
4. There are no pending disciplinary proceedings against Cheryl Garber in any State or Federal court.

5. Wherefore I respectfully submit that Cheryl Garber be permitted to appear as counsel and advocate *pro hac vice* in this one case.

FOX ROTHSCHILD LLP

A handwritten signature in black ink, appearing to read 'John A. Wait', is written over a horizontal line.

John A. Wait, Esquire (JW 2558)

100 Park Avenue, Suite 1500

New York, NY 10017

212-878-7900; Fax. 212-692-0940

jwait@foxrothschild.com



Supreme Court of Pennsylvania

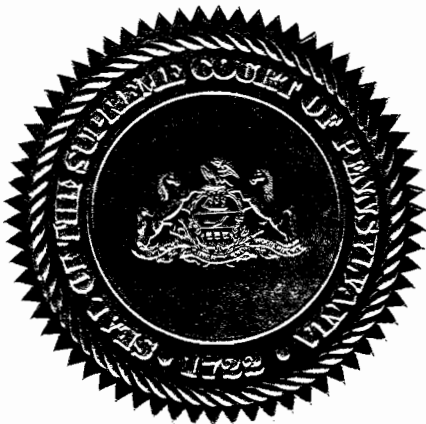
CERTIFICATE OF GOOD STANDING

Cheryl Ann Garber, Esq.

DATE OF ADMISSION

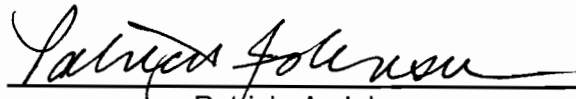
October 27, 1999

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: September 21, 2007


Patricia A. Johnson
Chief Clerk

Certificate of Good Standing



United States of America

-

District of New Jersey

I, WILLIAM T. WALSH, Clerk of the United States District Court for the District of New Jersey, do hereby certify that:

Cheryl A. Garber

was duly admitted to practice in said Court as of December 30, 1999, and is in good standing as a member of the Bar of said Court.

Dated at Newark, New Jersey
on: September 21, 2007

By

WILLIAM T. WALSH, CLERK

Carey P. Carlisle, Deputy Clerk

AFFIDAVIT OF SERVICE

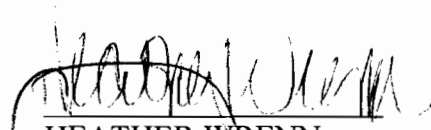
STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

HEATHER WRENN, being duly sworn, deposes and says:

I am not a party to the action, am over 18 years of age and employed by Fox Rothschild LLP.

On October 16, 2007, I served a true copy of the within **Notice of Motion for Leave for Cheryl Garber to Appear Pro Hac Vice** by causing such document to be delivered via First Class Mail to:

Wilbur L. Kipnes, Esquire
Schnader Harrison Segal & Lewis LLP
Suite 3600
1600 Market Street
Philadelphia, PA 19103


HEATHER WRENN

Sworn to before me this
16th day of October, 2007


Notary Public

FRED STEVENS
NOTARY PUBLIC-STATE OF NEW YORK
No. 02ST6037653
Qualified in New York County
My Commission Expires February 22, 2010